

1-1 By: Barrientos S.B. No. 129  
1-2 (In the Senate - Filed December 22, 2004; February 1, 2005,  
1-3 read first time and referred to Committee on Transportation and  
1-4 Homeland Security; March 14, 2005, reported adversely, with  
1-5 favorable Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 March 14, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 129 By: Barrientos

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to certain exceptions to the requirement that the operator  
1-11 of a motor vehicle operated on a turnpike project pay the proper  
1-12 toll or the full amount of the toll.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 361.252, Transportation Code, is amended  
1-15 by amending Subsection (a) and adding Subsection (e) to read as  
1-16 follows:

1-17 (a) Except as provided by Subsection (e), the [The] operator  
1-18 of a vehicle, other than an authorized emergency vehicle, that is  
1-19 driven or towed through a toll collection facility shall pay the  
1-20 proper toll.

1-21 (e) Notwithstanding Subsection (a), the department may  
1-22 waive the requirement of the payment of a toll or may authorize the  
1-23 payment of a reduced toll for any vehicle or class of vehicles.

1-24 SECTION 2. Section 370.177, Transportation Code, is amended  
1-25 by amending Subsection (a) and adding Subsection (a-1) to read as  
1-26 follows:

1-27 (a) Except as provided by Subsection (a-1), the [The]  
1-28 operator of a vehicle, other than an authorized emergency vehicle  
1-29 as defined by Section 541.201, that is driven or towed through a  
1-30 toll collection facility of a turnpike project shall pay the proper  
1-31 toll. The operator of a vehicle who drives or tows a vehicle  
1-32 through a toll collection facility and does not pay the proper toll  
1-33 commits an offense. An offense under this subsection is a  
1-34 misdemeanor punishable by a fine not to exceed \$250.

1-35 (a-1) Notwithstanding Subsection (a), the board may waive  
1-36 the requirement of the payment of a toll or may authorize the  
1-37 payment of a reduced toll for any vehicle or class of vehicles.

1-38 SECTION 3. This Act takes effect September 1, 2005.

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